



**Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section**

**2700 Middlebrook Pike, Suite 220
Knoxville, Tennessee 37921-5602
PHONE (865) 594-6035 FAX (865) 594-6105**

Public Participation Opportunity

**October 11, 2004
Public Notice M2004-16
Public Notice Expiration November 15, 2004**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Coal Proposed Transfer of Ownership

Applicant	National Coal Corporation (formerly Robert Clear Coal Corporation Area 9)
Facility	Mine 7
NPDES Permit Number	TN0076376
Counties	Campbell and Scott
Street Address	Lick Fork Lane
City	Pioneer
Zip	37847
Description of Activity	Surface coal mine
Receiving Streams	Dan Branch, Lick Fork tributaries, Botts Hollow, Capuchin Creek, Drew Branch, Granny Barnes Branch, Incline Hollow, Jeffers Hollow, Little Elk Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 30' 02"
Facility Longitude	84° 16' 41"
Permit Writer	MRR

Coal Proposed Terminations

Applicant	Kopper-Glo Fuel, Inc.
Facility	Deep Mine 1
NPDES Permit Number	TN0045454
County	Claiborne
Street Address	Rock Creek
City	Clairfield
Zip	37715
Description of Activity	Reclaimed underground coal mine
Receiving Stream	Rock Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 31' 44"
Facility Longitude	83° 55' 26"
Permit Writer	JPJ

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Applicant **Tennessee Consolidated Coal Company**
Facility **Daus Mountain Mine 1**
NPDES Permit Number **TN0051501**
County **Sequatchie**
Street Address Kelley Creek Area
City Whitwell
Zip 37397
Description of Activity Reclaimed surface coal mine
Receiving Stream Kelley Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 35° 19' 30"
Facility Longitude 85° 30' 56"
Permit Writer JPJ

Applicant **Tennessee Consolidated Coal Company**
Facility **Grays Creek Surface Mine 1**
NPDES Permit Number **TN0066371**
County **Marion**
Street Address Grays Creek Area
City Whitwell
Zip 37397
Description of Activity Reclaimed surface coal mine
Receiving Stream Grays Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 35° 15' 42"
Facility Longitude 85° 34' 42"
Permit Writer JPJ

Applicant **Tennessee Consolidated Coal Company**
Facility **Mine 15**
NPDES Permit Number **TN0051861**
County **Sequatchie**
Street Address Woodcock Gulf Area
City Whitwell
Zip 37397
Description of Activity Reclaimed underground coal mine
Receiving Stream Stone Coalbank Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 35° 20' 06"
Facility Longitude 85° 29' 45"
Permit Writer JPJ

Applicant **Tennessee Consolidated Coal Company**
Facility **Woodcock Rock Disposal Area**
NPDES Permit Number **TN0065684**
County **Sequatchie**
Street Address Woodcock Gulf Area
City Whitwell
Zip 37397
Description of Activity Reclaimed coal mine refuse disposal area
Receiving Stream Woodcock Gulf
Effluent Description Treated wastewater and storm water
Facility Latitude 35° 21' 26"
Facility Longitude 85° 28' 31"
Permit Writer JPJ

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Applicant	Tennessee Mining, Inc.
Facility	Tenchtown Area 4
NPDES Permit Number	TN0063452
County	Fentress
Street Address	Mose Beaty Road
City	Grimsley
Zip	38565
Description of Activity	Reclaimed surface coal mine
Receiving Streams	Carney Hollow and Crooked Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 20' 33"
Facility Longitude	84° 54' 54"
Permit Writer	JPJ

Non-Coal Proposed Issuance

Applicant	Delashmit Hauling
Facility	Delashmit Pit
NPDES Permit Number	TN0079260
County	Tipton
Street Address	Marshall Road
City	Munford
Zip	38058
Description of Activity	Construction sand and gravel mine and processing facility
Receiving Stream	Unnamed tributary of Cane Branch
Effluent Description	Treated wastewater and storm water
Facility Latitude	89° 46' 45"
Facility Longitude	35° 27' 45"
Permit Writer	CTH

Non-Coal Proposed Reissuance

Applicant	Bledsoe County Highway Department
Facility	County Quarry
NPDES Permit Number	TN0070866
County	Bledsoe
Street Address	County Crusher Road
City	Pikeville
Zip	37367
Description of Activity	Limestone quarry
Receiving Stream	Unnamed tributary of Sequatchie River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 37' 00"
Facility Longitude	85° 08' 40"
Permit Writer	SJT

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Non-Coal Proposed Modification and Reissuance

Applicant	Rinker Materials South Central, Inc.
Facility	Unicoi Quarry
NPDES Permit Number	TN0061069
Counties	Unicoi and Carter
Street Address	4175 Marbleton Road
City	Unicoi
Zip	37692-6248
Description of Activity	Limestone quarry and processing facility
Receiving Stream	Unnamed drainway of Buffalo Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 15' 03.7"
Facility Longitude	82° 19' 44.6"
Permit Writer	CTH

How to Comment:

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax number (865) 594-6105, or by E-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons for a hearing. When there is significant public interest for a hearing, a hearing will be conducted according to the Division of Water Pollution Control Rule *1200-4-1-.05(3)(g)*. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft Permits contain Antidegradation determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting Kimberley.Reardon@state.tn.us or calling (865) 594-5619.

List of Permit Writers

CTH	Chris Hobgood	865-594-5545	Chris.Hobgood@state.tn.us
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DAT	Dave Turner	865-594-5541	Dave.Turner@state.tn.us

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the antidegradation policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).